

COMMITTEE ON HEALTH

SENATE AMENDMENTS TO H.B. 2667

(Reference to House engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 21-422, Arizona Revised Statutes, is amended to  
3 read:

4 21-422. Powers and duties

5 A. The law applicable to county grand juries, including their powers,  
6 duties and functions, applies to the state grand juries except insofar as it  
7 is in conflict with this article. The supreme court shall adopt rules to  
8 govern the procedures of state grand juries.

9 B. The state grand jury shall investigate and return indictments for  
10 only those offenses or violations of law arising out of or in connection  
11 with:

12 1. The determination or collection of state taxes, the registration or  
13 failure to register securities, the offer or sale of securities, the offer or  
14 sale of interests in land, the formation or operation of banks, insurance  
15 companies, pension funds, labor unions, professional sports enterprises,  
16 corporate enterprises, or business enterprises, the making or collecting of  
17 loans, events leading to receivership or declaration of bankruptcy by a  
18 business enterprise, the sale or purchase of goods or services by or for the  
19 state or political subdivisions, bribery, obstruction of justice, hindering  
20 prosecution or any form of intentional, knowing or corrupt misconduct  
21 involving any person compensated by public funds.

22 2. Any fraud, theft or possession, receipt, sale or transportation of  
23 stolen property or other contraband, or gambling or prostitution or  
24 narcotics, which occurs in more than one county or which occurs in one county  
25 and affects the residents of another county or which may be prosecuted by  
26 more than one county attorney.

27 3. Perjury, false swearing, unsworn falsification, or any violation of  
28 title 13, chapter 28 in connection with any state grand jury proceeding,

1 committed by any person testifying before it or in any trial or other  
2 proceeding involving any indictment returned by a state grand jury.

3 4. Any perjury by subornation or attempted perjury by subornation  
4 relating to testimony before it or in any trial or other proceeding involving  
5 any indictment returned by a state grand jury.

6 5. Any violation of title 13, chapter 23 or section 38-421 or 39-161.

7 6. Any violation of title 13, chapter 35.1 if committed using a  
8 computer or network as defined in section 13-2301 and if any part of the  
9 conduct either:

10 (a) Occurs in more than one county, state or country.

11 (b) Affects the residents of another county, state or country.

12 (c) May be prosecuted by more than one county, state or country.

13 7. ANY VIOLATION OF SECTION 13-3623 IF THE OFFENSE WAS COMMITTED  
14 EITHER:

15 (a) IN A MEDICAID FUNDED FACILITY.

16 (b) IN CONJUNCTION WITH ANY OFFENSE UNDER SECTION 13-3407, 13-3407.01  
17 OR 13-3408.

18 ~~7.~~ 8. Any criminal wrongdoing that is referred in writing by a county  
19 attorney and that is accepted in writing by the attorney general.

20 C. If a state grand jury, pursuant to an investigation under  
21 subsection B of this section, learns of an offense for which it lacks  
22 jurisdiction to indict, the grand jury shall direct the attorney general to  
23 inform the appropriate prosecutorial authority.

24 D. Nothing in this article shall be construed to limit the  
25 jurisdiction of the county grand juries or county attorneys, nor shall an  
26 investigation by a state grand jury be deemed preemptive of a previously  
27 instituted investigation by another grand jury or agency having jurisdiction  
28 under the same subject matter unless good cause is shown.”

29 Amend title to conform

4/7/08  
3:48 PM  
S: VB/jas